



10-24-02

2877CPA/2800

Attorney Docket No. 60046VJPW/PT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ASSISTANT COMMISSIONER FOR PATENTS
Box CPA
Washington, D.C. 20231

CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

Sir:

This is a request for filing a CONTINUATION DIVISIONAL application under 37 CFR § 1.53(d), continued prosecution application (CPA) of pending prior application Serial No. 09/378,666 filed on August 20, 1999 of

David John Watson, Clive Patrick Ashley Catterall and Duncan Edward Stephenson for
Inventor(s)

IMPROVEMENTS RELATING TO THE MEASUREMENT OF PARTICLE SIZE DISTRIBUTION
Title of Invention

1. Enter the unentered amendment previously filed on in the prior non-provisional application.
2. A preliminary amendment is enclosed.
3. A copy of the application as amended, which is believed to be in compliance with the Patent Office's electronic filing system requirements, is enclosed, and applicant hereby requests publication of the subject application based upon the copy of the amended application.
4. A NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i) IS ENCLOSED.
5. This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53 (d)(4).
 - a. DELETE the following inventor(s) named in the prior non-provisional application:

 - b. The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
6. A new power of attorney or authorization of agent is enclosed.

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7. An Information Disclosure Statement (IDS) is enclosed.
a. PTO-1449
b. Copies of IDS Citations
8. The prior application is assigned of record to Malvern Instruments Limited.
9. Small entity status under 37 C.F.R. § 1.27 is claimed.
 A verified statement to establish small entity status is enclosed.
 A verified statement to establish small entity status was filed in the prior application and such status is still proper and desired.
10. The filing fee is calculated as follows:

CLAIMS AS FILED, LESS ANY CLAIMS CANCELLED BY AMENDMENT

	NUMBER FILED		NUMBER EXTRA*		RATE				FEE	
					SMALL ENTITY	OTHER ENTITY		SMALL ENTITY	OTHER ENTITY	
Total Claims	22-20		0	X	\$ 9	\$ 18		\$ 0	\$	
Independent Claims	3-3		0	X	\$ 42	\$ 84		\$ 0	\$	
Multiple Dependent Claims Presented	Yes	X	No		\$140	\$280		\$ 0	\$	
*If the difference in Col. 1 is less than zero, enter "0" in Col. 2					BASIC FEE			\$ 370	\$ 740	
					TOTAL FEE			\$ 740.00		

11. A check in the amount of \$ 740.00 to cover the filing fee.
12. Please charge Deposit Account No. 03-3125 in the amount of \$ _____.

13. The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application, or credit any overpayment, to Deposit Account No. 03-3125.

Any additional filing fees under 37 C.F.R. § 1.16.

Any patent application processing fees under 37 C.F.R. §1.17.

14. Address all future correspondence to:

John P. White
Cooper & Dunham LLP
1185 Avenue of the Americas
New York, New York 10036

15. Three copies of this sheet are enclosed.

16. Other (identify):

Petition For An Extension Of Time Of Two Additional Months with a check in the amount of \$810.00 and Express Mail Certificate of Mailing bearing label number EL013824655US dated October 22, 2002.

Dated: October 22, 2002

Respectfully submitted,


John P. White
Registration No. 28,678
Attorney for Applicants
Cooper & Dunham LLP
1185 Avenue of the Americas
New York, NY 10036
Tel.: (212) 278-0400



Dkt. 60046/JPW/PT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: David John Watson et al.

Serial No.: 09/378,666

Examiner: S. Nguyen

Filed : August 20, 1999

Group Art Unit: 2877

For : IMPROVEMENTS RELATING TO THE MEASUREMENT OF
PARTICLE SIZE DISTRIBUTION

Assistant Commissioner for Patents
Box CPA
Washington, D.C. 20231

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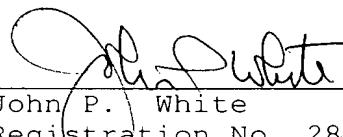
EXPRESS MAIL CERTIFICATE OF MAILING
FOR ABOVE-IDENTIFIED CPA APPLICATION

"Express Mail" mailing label number: EL013824655US
Date of Deposit: October 22, 2002

I hereby certify that the above-identified patent application which is a Continued Prosecution Application Under 37 C.F.R. §1.53(d) of U.S. Serial No. 09/378,666, filed August 20, 1999, including 3-page CPA Request Transmittal in triplicate, Petition For An Extension Of Time Of Two Additional Months with a check in the amount of \$810.00, a check in the amount of \$740.00 for the CPA filing fee, and return postcard, is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Box CPA, Washington, D.C. 20231.


Print Name: Kermit V. Elbanks

Respectfully submitted,


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